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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

BETTY SIMINGTON

CV 09-670-TC

Plaintiff,

v.

ORDER GRANTING  
ATTORNEYS' FEES UNDER  
42 U.S.C. § 406(b)

MICHAEL J. ASTRUE  
Commissioner of Social Security,

Defendant.

Attorneys' fees in the amount of \$11,657.25 are hereby awarded to Plaintiff's attorney pursuant to 42 U.S.C. § 406(b). The court finds that this is a reasonable fee in light of the circumstances in this case. Previously, this court awarded Plaintiff attorney fees in the amount of \$6,800.00 under the Equal Access to Justice Act (EAJA), 28 U.S.C. § 2412. When issuing the 406(b) check for payment to Plaintiff's attorneys, the Commissioner is directed to subtract the amount previously awarded under the EAJA and send Plaintiff's attorney the balance of \$4,857.25 minus any applicable processing fees as allowed by statute.

DATED this 22 day of JUNE, 2011

  
\_\_\_\_\_  
United States Magistrate Judge

Presented by:

/s/ Alan Graf  
Alan Graf  
Of Attorneys for Plaintiff

ORDER GRANTING ATTORNEYS' FEES